

Notice of Oral and Written *Ex Parte* Presentation

October 29, 2002

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: In the Matter of Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, CC Docket No. 01-338;
Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, CC Docket No. 96-98;
Deployment of Wireline Services Offering Advanced Telecommunications Capability, CC Docket No. 98-147;

Dear Ms. Dortch:

On Tuesday, October 29, 2002, on behalf of the High Tech Broadband Coalition (HTBC), John Boidock of Texas Instruments; Doug Cooper of Catena Networks; Derek Khlopin and Grant Seiffert of Telecommunications Industry Association; Veronica O'Connell of the Consumer Electronics Association; David Peyton of the National Association of Manufacturers; Peter Pitsch of Intel and Tim Regan of Corning met with Tom Navin, Julie Veech, and Elizabeth Yockus of the FCC's Wireline Competition Bureau. The High Tech Broadband Coalition represents the leading trade associations (BSA, CEA, ITI, NAM, SIA, and TIA) of the computer, telecommunications equipment, semiconductor, consumer electronic, software and manufacturing sectors. Carriers are not represented in the HTBC.

In the course of the discussion, the HTBC representatives presented draft rule language (which with minor format and style changes is attached to this letter) and made additional points that are set out in further detail in the HTBC pleadings filed in the above-referenced Commission proceedings. Among other things, the HTBC representatives stated:

- HTBC believes that the best way to reach universal adoption of broadband is strong facilities-based broadband competition among cable modem, wireline broadband (xDSL/fiber), satellite and wireless alternatives.
- Specifically, HTBC believes that the Commission should refrain from imposing unbundling obligations on incumbent local exchange carriers' new, last mile broadband facilities, including fiber and DSL and successor technologies deployed on the customer side of the central office.

- On the other hand, competitive entrants should continue to have access to core copper loops and be able to collocate their equipment in ILEC central offices.
- The attached draft rules provide specific language changes to the existing rules that would implement the above unbundling policies.
 - The draft rules would require an ILEC to unbundle a local loop, but would not require an ILEC to unbundle either a “broadband loop” or dark fiber deployed in the local loop.
 - A “broadband loop” is defined as any fiber-based facility deployed on the customer side of the central office that is used in whole or in part to transmit packetized information and the associated equipment attached thereto. It also includes any packet-based equipment attached to a copper loop.
 - However, the draft rules also maintain various ILEC obligations and propose other safeguards to assure that a CLEC can continue get access to the unbundled network elements that it is able to get today.

Pursuant to Section 1.1206 of the Commission's Rules, 47 C.F.R. § 1.1206, a copy of this submission is being provided to each member of the Commission staff present at the meeting. Please contact the undersigned with any questions in connection with this filing.

Respectfully submitted,

/s/ Peter K. Pitsch

Peter K. Pitsch
Intel Corporation
Director, Communications Policy

cc:
Tom Navin
Julie Veech
Elizabeth Yockus